

Introduced _____

Public Hearing _____

Council Action _____

Executive Action _____

Effective Date _____

County Council Of Howard County, Maryland

2009 Legislative Session

Legislative Day No. **11**

Bill No. 49-2009

Introduced by: The Chairperson at the request of the County Executive

AN ACT amending the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2010 in order to make an emergency appropriation from revenues not anticipated in the budget for Fiscal Year 2010 pursuant to Section 610 of the Howard County Charter; and declaring this to be an emergency Act.

Introduced and read first time _____, 2009. Ordered posted and hearing scheduled.

By order _____
Stephen Le Gendre , Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2009.

By order _____
Stephen Le Gendre , Administrator

This Bill was read the third time on _____, 2009 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Stephen Le Gendre , Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2009 at ____ a.m./p.m.

By order _____
Stephen Le Gendre , Administrator

Approved/Vetoed by the County Executive _____, 2009

Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS**, Section 610 of the Howard County Charter provides that, to meet a
2 public emergency affecting life, health or property, the Council may make emergency
3 appropriations from revenues received from sources not anticipated in the budget for the
4 current fiscal year; and
5

6 **WHEREAS**, Council Bill No. 25-2009 is known as the Annual Budget and
7 Appropriation Ordinance of Howard County, Fiscal 2010 (the “FY 2010 Budget”) and
8 adopts the expense budget for the County for the fiscal year beginning July 1, 2009 and
9 ending June 30, 2010; and
10

11 **WHEREAS**, the FY 2010 Budget was based on certain estimated revenues to be
12 received by the County during Fiscal Year 2010; and
13

14 **WHEREAS**, the County Executive has requested a supplementary appropriation
15 to account for unexpected revenues to be received from certain fees to be charged by the
16 Howard County Soil Conservation District; and
17

18 **WHEREAS**, at the time the FY 2010 Budget was adopted, the Soil Conservation
19 District was not collecting fees, but has now requested that the County collect and
20 administer fees for the review of sediment control and erosion plans; and
21

22 **WHEREAS**, the County Executive estimates revenues to be generated from fees
23 charged by the Soil Conservation District in the maximum amount of \$110,000; and
24

25 **WHEREAS**, expenditures shall not exceed revenues actually received from the
26 fees and funding is contingent upon entering into a Memorandum of Agreement that
27 more specifically sets forth the terms and conditions of the collection and disbursement
28 of funds and the responsibilities of the parties; and
29

30 **WHEREAS**, this matter is an emergency affecting life, health and property
31 because without the funding provided by this Act, the Soil Conservation District will be

1 unable to continue to perform its State-mandated review of sediment and erosion control
2 plans for compliance with environmental standards required by law.

3
4 ***Section 1. Be It Enacted*** by the County Council of Howard County, Maryland, that the
5 Fiscal Year 2010 budget is amended as follows:

6
7 1. On page 36, as attached to Council Bill No. 25-2009, the Annual Budget and
8 Appropriation Ordinance of Howard County, Fiscal 2010, in the column titled FY 2010
9 Proposed Budget, strike “\$530,011” and substitute “\$640,011” in the following
10 instances:

- 11 a. In the line for “06 – Other Operating Expenses”;
12 b. In the line for “Total 3720100 – Soil Conservation District”; and
13 c. In the line for “Total 372 – Soil Conservation District”.

14
15 2. On page 50, as attached to Council Bill No. 25-2009, the Annual Budget and
16 Appropriation Ordinance of Howard County, Fiscal 2010, strike “\$820,224,970” and
17 substitute “\$820,334,970”.

18
19 3. On page 146, as attached to Council Bill No. 25-2009, the Annual Budget and
20 Appropriation Ordinance of Howard County, Fiscal 2010, in the line titled “Total
21 General Fund Revenues”, in the column titled “Proposed Fiscal 2010” strike
22 “\$820,224,970” and substitute “\$820,334,970”.

23
24 4. On page 147, as attached to Council Bill No. 25-2009, the Annual Budget and
25 Appropriation Ordinance of Howard County, Fiscal 2010, in the line titled “Total
26 General Fund Expenditures”, in the column titled “Proposed Fiscal 2010” strike
27 “\$820,224,970” and substitute “\$820,334,970”.

28
29 5. In the attachment to Council Bill No. 25-2009, the Annual Budget and Appropriation
30 Ordinance of Howard County, Fiscal 2010, strike “\$820,224,970” and substitute

1 “\$820,334,970” for any other reference to total General Fund Revenues or total General
2 Fund Expenditures.

3

4 ***Section 2. And Be It Further Enacted*** by the County Council of Howard County,
5 *Maryland, that this Act is hereby declared an emergency bill and necessary to meet a*
6 *public emergency affecting life, health or property and is effective upon enactment.*